

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
NEW BERN DIVISION

IN RE: JEFFREY MICHAEL HOWARD  
KIMBERLY VOGAN HOWARD

CASE NO. 08-06270-8-JRL

NOTICE OF PROPOSED SALE,  
AND  
NOTICE OF COMPENSATION OF AUCTIONEER

TO: ALL CREDITORS, INDENTURE TRUSTEES AND COMMITTEES APPOINTED  
OR ELECTED IN THIS CASE ACCORDING TO LAW

NOTICE IS HEREBY GIVEN that in accordance with Rule 6007 of the  
Bankruptcy Rules, the Trustee proposes to sell at public sale followed by public auction  
the property described below at the date, time and place and in the manner hereinafter  
set out:

SALE DATE & TIME: Public Sale:  
May 2, 2009 at 10:00 AM

DESCRIPTION: Beds, Box Springs, Bed Covers, Futon Chairs,  
Bed Rails, Cash Registers

SALE LOCATION: 1211 W. 5<sup>th</sup> Street  
Washington, NC

FURTHER NOTICE IS GIVEN that Country Boys Auction has been employed to  
conduct the sale inclusive of all expenses at a rate of **TWENTY PERCENT (20%) OF  
THE FIRST \$20,000, TEN PERCENT (10%) OF THE NEXT \$50,000 AND FOUR  
PERCENT (4%) OF THE BALANCE.** Such compensation shall be subject to final  
review by the court without further notice.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to grant the relief sought in Motion, or if you want the Court to consider your views on the Motion, then on or before **APRIL 27, 2009**, unless otherwise ordered, you or your attorney must file with the Court, pursuant to Local Rule 90133-1 and 9014-1, a written response an answer explaining your position, and a request for hearing at:

Clerk  
United States Bankruptcy Court  
PO Box 2807  
Wilson, NC 27894-2807

If you mail your request/response to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to the undersigned as well as the additional parties shown on the attached Certificate of Service.

If a response and a request for hearing is filed in writing on or before the date set above, a hearing will be conducted on the motion at a date, time and place to be set and all parties will be notified accordingly.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Dated: April 3, 2009

/s/Peggy S. Levin  
Peggy S. Levin, Attorney for Trustee  
State Bar #13015  
CRAFT, LEVIN, ABNEY & SOSNA, LLP  
1701 Sunset Avenue, Suite 207  
Rocky Mount, NC 27804  
Telephone 252-972-2279  
Fax 252-972-3779

CERTIFICATE OF MAILING

I, Dietrich P. Graves, of the law firm of Craft, Levin & Abney, LLP of 1701 Sunset Avenue, Suite 207, Rocky Mount, North Carolina certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age:

That on April 3, 2009, I mailed a copy of the foregoing **NOTICE OF PROPOSED PUBLIC SALE AND NOTICE OF COMPENSATION OF AUCTIONEER** by depositing copies thereof in the United States mail, first class mail, postage prepaid, in an envelope addressed as shown below.

I certify under penalty of perjury that the foregoing is true and correct.

Dated: April 3, 2009

/s/Dietrich P. Graves  
Dietrich P. Graves  
CRAFT, LEVIN, ABNEY & SOSNA, LLP  
1701 Sunset Avenue, Suite 207  
Rocky Mount, NC 27804  
Telephone 252-972-2279  
Fax 252-972-3779

RECIPIENTS:

Attached Matrix

Marjorie K. Lynch  
US Bankruptcy Administrator  
1760B Parkwood Blvd.  
Wilson, NC 27895

Jeffrey and Kimberly Howard  
1705 Sanderling Drive  
Morehead City, NC 28557

(p)BB AND T  
PO BOX 1847  
WILSON NC 27894-1847

(p)INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY OPERATIONS  
PO BOX 21126  
PHILADELPHIA PA 19114-0326

(p)WACHOVIA BANK NA  
PO BOX 13765  
ROANOKE VA 24037-3765

AllianceOne Receivables Mgmt  
Attn: Managing Agent  
4850 Street Rd, Ste 300  
Trevose, PA 19053-6643

Arendell Developers  
c/o Andy Roberts  
3120 Georgian Terrace  
Raleigh, NC 27607-6624

Bank of America  
Attn: Managing Agent  
P.O. Box 15026  
Wilmington, DE 19850-5026

Beneficial - HSBC  
Attn: Managing Agent  
2031 S. Glenburnie Rd.  
New Bern, NC 28562-5228

Bevin W. Wall  
PO Drawer 310  
Newport, NC 28570-0310

Bky. Dept GMAC  
P. O. Box 130424  
Roseville, MN 55113-0004

Bruce Howard  
105 Mallard Cove Dr.  
Havelock, NC 28532-8870

Cape Lookout Internet Services  
Attn: Managing Agent  
1509 Bridges St.  
Morehead City, NC 28557-3648

Capital Payments Processing LLC  
Attn: Managing Agent  
200 S. Biscayne Blvd, Ste 1850  
Miami, FL 33131-2329

Carolina Telephone & Telegraph Company LLC  
P. O. Box 7971  
Shawnee Mission, KS 66207-0971

Carteret County News Times  
Attn: Managing Agent  
P.O. Box 1679  
Morehead City, NC 28557-1679

Chase Bank USA, N.A.  
Attn: Managing Agent  
P.O. Box 15298  
Wilmington, DE 19850-5298

Citi Cards  
Attn: Managing Agent  
P.O. Box 45129  
Jacksonville, FL 32232-5129

Citibank USA, NA - Sears  
Attn: Managing Agent  
P.O. Box 6283  
Sioux Falls, SD 57117-6283

Community Yellow Pages  
Attn: Managing Agent  
233 Middle St.  
New Bern, NC 28560-2114

Community Yellow Pages  
Attn: Managing Agent  
P.O. Box 10629  
Goldsboro, NC 27532-0629

DEX - Embarq Yellow Pages  
Attn: Managing Agent  
1615 Bluff City Hwy.  
Bristol, TN 37620-6055

Embarq - Bankruptcy Dept.  
Attn: Managing Agent  
P.O. Box 96064  
Charlotte, NC 28296-0064

FIA CARD SERVICES, NA/BANK OF AMERICA  
BY AMERICAN INFOSOURCE I.P AS ITS AGENT  
PO Box 248809  
Oklahoma City, OK 73124-8809

First USA Bank  
Attn: Managing Agent  
800 Brooksedge Blvd  
Westerville, OH 43081-2822

FMA Alliance Ltd.  
Attn: Managing Agent  
11811 N. Freeway, Ste 900  
Houston, TX 77060-3292

GDS - New Bern  
Attn: Managing Agent  
705 Airport Rd.  
New Bern, NC 28560-7831

Glideaway Bed Carriage Manufacturing Company  
Barry G. Fredman, Esq.  
221 N. LaSalle St., Ste. 1200  
Chicago, IL 60601-1305

Glideaway Bed Carriage Mfg. Co.  
Attn: Managing Agent  
P.O. Box 958830  
Saint Louis, MO 63195-8830

GMAC  
Attn: Managing Agent  
P.O. Box 380902  
Bloomington, MN 55438-0902

Harleysville Mutual Ins. Co.  
Attn: Managing Agent  
P.O. Box 37712  
Philadelphia, PA 19101-5012

Hillsdale  
Attn: Managing Agent  
3901 Bishop Lane  
Louisville, KY 40218-2907

HSBC  
Attn: Managing Agent  
Po Box 5608  
Glendale Heights, IL 60139-5608

Jeffrey Michael Howard  
1705 Sanderling Dr.  
Morehead City, NC 28557-4809

Jondy Chemicals, Inc/Ultra Shield  
Attn: Managing Agent  
P.O. Box 3230  
Somerset, KY 42564-3230

Kimberly Vogan Howard  
1705 Sanderling Dr.  
Morehead City, NC 28557-4809

Linda Mindoro  
490 Thistle Rd.  
Waldorf, MD 20601-5266

Mattresses and More  
4024-D Arendell St.  
Morehead City, NC 28557-2925

N.C. Dept. of Revenue  
Bankruptcy Unit  
P.O. Box 1168  
Raleigh, NC 27602-1168

Pinnacle Credit Services  
Attn: Managing Agent  
Po Box 640  
Hopkins, MN 55343-0640

PYOD LLC its successors and assigns as assignee  
Citibank  
Resurgent Capital Services  
PO Box 10587  
Greenville, SC 29603-0587

Recovery Management Systems Corporation  
Attn: Ramesh Singh  
25 SE 2nd Avenue, Ste. 1120  
Miami, FL 33131-1605

Recovery Management Systems Corporation  
25 S.E. 2nd Avenue, Suite 1120  
Miami, FL 33131-1605

Recovery Management Systems Corporation  
For Capital Recovery II  
As Assignee of FIRST USA BANK NA  
25 SE 2nd Avenue Suite 1120  
Miami FL 33131-1605

Saving Source Direct  
Attn: Managing Agent  
1801 Anaconda Rd.  
Tarboro, NC 27886-8811

Sealy Mattress Company  
Attn: Managing Agent  
239 Sealy Dr.  
Trinity, NC 27370-9405

Sealy Mattress Company  
Attn: Managing Agent  
One Office Parkway  
Trinity, NC 27370-9449

SST Inc. (Systems & Serv. Tech.)  
Attn: Managing Agent  
P.O. Box 84024  
Columbus, GA 31908-4024

The CBE Group  
Bkrcy Managing Agent  
131 Tower Park Dr, Ste 100  
Waterloo, LA 50701-9374

The Talk Station  
Attn: Managing Agent  
P.O. Box 70  
Newport, NC 28570-0070

The Talking Phone Book  
Attn: Managing Agent  
61 John Muir  
Amherst, NY 14228-1147

Thomas Landis, Esq.  
Law Office of Thomas Landis  
3325 Street Rd, Ste 220  
Bensalem, PA 19020-2025